

ORIGINAL

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

CLERK OF DISTRICT COURT
NORTHERN DIST. OF TX
FILED
2022 DEC 30 PM 4:38
DEPUTY CLERK mb

CHERYL YVETTE JERNIGAN
Plaintiff,

V.

CHARLES B. McMILLAN, et al.,
Defendant,

§
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§
§

No. 3:22-cv-02580-D (BT)

OBJECTION TO MAGISTRATE JUDGE'S QUESTIONNAIRE TO PLAINTIFF

TO THE HONORABLE JUDGE OF SAID COURT:

**COMES NOW, CHERYL YVETTE JERNIGAN, PLAINTIFF IN ABOVE
STYLE AND NUMBERED CAUSE, AND WOULD SHOW THE FOLLOWING.**

**I.
OBJECTION**

Plaintiff Object to the Magistrate moving forward in this cause by sending Plaintiff The Magistrate Judge's Questionnaire that is due back to the Magistrate by January 10, 2023, (incorrect year on document January 10, 2022), the correct date is three-days before the Defendants response of Waiver of Service of Summons is due back to Plaintiff, which is January 13, 2023. In accordance with 28 U.S.C. § 636(c)(1) and Fed. R. Civ. P. 73(B) and Miscellaneous Order No. 6 of the Northern District of Texas provides that it is the plaintiff's obligation to attach a copy of this notice to the complaint and summons, when served.

See Attached Exhibit (A). NOTICE AND ELECTION REGARDING CONSENT TO

PROCEED BEFORE A UNITED STATES MAGISTRATE JUDGE

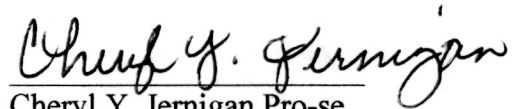
II.

I acknowledge the availability of a United States Magistrate judge to try this case or rule on dispositive motions, but chooses not to consent to proceed before the Magistrate Judge.

**III.
PRAYER**

WHEREFORE PREMISES CONSIDERED, Plaintiff prays respectfully that all decisions made in the Plaintiff's cause of action, will be heard, and decided by The United States District Judge of said Court.

Respectfully submitted,

A handwritten signature in cursive script, reading "Cheryl Y. Jernigan".

Cheryl Y. Jernigan Pro-se
1443 Morrell Ave.
Dallas, Texas 75203
Telephone: (214) 557-4296
cyjern1026@gmail.com

STYLE OF CASE :	Cheryl Y. Jernigan
Docket NO.	Case 3:22-cv-02580-D (BT)
Date	December 30, 2022, EXHIBITS

[illegible]

TRIALS BY THE UNITED STATES MAGISTRATE JUDGE

In accordance with 28 U.S.C. § 636(c)(1) and Fed. R. Civ. P. 73(b), upon consent of all parties in a civil case, the district judge may enter an order reassigning the civil case to a magistrate judge. Miscellaneous Order No. 6 of the Northern District of Texas provides that it is the plaintiff's obligation to attach a copy of this notice to the complaint and summons, when served.

**NOTICE OF RIGHT TO CONSENT TO PROCEED BEFORE
A UNITED STATES MAGISTRATE JUDGE**

The Court has experienced, competent, and hard-working magistrate judges who are available to try jury and non-jury civil cases pursuant to 28 U.S.C. § 636(c). Consent to proceedings before a magistrate judge may allow you to expedite the handling of your case.

You may consent to the exercise of civil jurisdiction over your case by a magistrate judge. If all parties involved in your case consent, the presiding district judge may reassign your case to a magistrate judge.

Your decision to consent to the reassignment of your case to a magistrate judge, or not to consent, is entirely voluntary and without any adverse consequences if you choose not to consent. Your decision should be communicated to the clerk of the district court using *Notice and Election Regarding Consent to Proceed Before a United States Magistrate Judge* form. A district judge or magistrate judge will not be informed of any party's decision unless all parties have consented to the reassignment of the matter to a magistrate judge.

Even if all parties consent to the exercise of civil jurisdiction by a magistrate judge, the district judge may choose not to enter an order reassigning the case to a magistrate judge. However, if the district judge reassigns your case to the magistrate judge, the magistrate judge is then authorized to conduct any or all proceedings in the case, including a jury or non-jury trial, and order the entry of a final judgment. Upon entry of judgment by the magistrate judge in any case transferred under 28 U.S.C. § 636(c)(1), 28 U.S.C. § 636(c)(3) provides that "an aggrieved party may appeal directly to the appropriate United States court of appeals from the judgment of the magistrate judge in the same manner as an appeal from any other judgment of a district court."

IMPORTANT NOTE: This submission is not treated as a filing in ECF, so the consent form will not appear on the docket sheet.

Certificate of Service

On December 30, 2022, I filed the foregoing document, with the clerk of court for the U.S. District Court, Northern District of Texas. I hereby certify that I have served the document on all counsel and/or pro se parties of record by a manner authorized by Federal Rules of civil Procedure 5 (b)(2)

OBJECTION TO MAGISTRATE JUDGE QUESTIONNIRE TO PLAINTIFF.


Cheryl Y. Jernigan Pro-Se

Charles B. McMillan
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